IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 10765 of 2004

Between:

Md. Gousul Hussani S/o Mumtaz Hussain
O/o Asst.Accounts Officer, E.R.O.NPDCL Town Karimnagar, Karimnagar District.

..... PETITIONER

AND

The Superintending Engieer(Operation) Northern Power Distribution company of AP. Ltd.,
Karimnagar, Karimnagar dist.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus declaring the action of the respondent in transferring the petitioner from Karimnagar to a far of place by impugned Memo.No.SE.OP.KNR. Estt.D.No.511/2004 dt. 19/06/2004 issued by the respondent as illegal, null and void and consequently direct the respondent to consider the petitioner's request for transfer to any nearby place to Karimnagar Town by holding the action of the respondent in not considering the petitioner's representation dt. 24/06/2004 is illegal, arbitrary, discriminatory and subversive of Article 14 and 16 of the Constitution of India and grant such other relief as it deems fit in the Circumstances of the case.

For the Petitioner:MR.CH.JAGANNADHA RAO, Advocate.

For the Respondent: MR.S.RAVINDRANATH , SC for TRANSCO

The Court at the admission stage made the Following :

O R D E R:

Questioning the transfer order issued by the respondent in Memo.No.SE.OP.KNR.Estt.D.No.511/2004 dated:19-6-2004 the present writ

petition is filed.

Transfer is incidence of service. No *mala fides* are attributed against the transferring authority. Along with other eighty three candidates, the petitioner was transferred.

The writ petition is totally devoid of merits. The petitioner seems to have made a representation to the respondent on 24-6-2004 to consider his case for transferring him to a nearby place, as his spouse is working at Karimnagar head quarters. The same may be considered by the respondent as per the guidelines.

Accordingly, the writ petition is disposed of directing the respondent to consider the representation of the petitioner dated:24-6-2004 within a period of two weeks from the date of receipt of a copy of this order. In the circumstances no costs.

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K.C.BHANU, J.

6—7—2004

*BVS

To

1. The Superintending Engineer, (OP), Northern Power Distribution

Company Ltd.,Karimnagar, Karimnagar District.

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